

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of TIFFANY GUNDERMAN, Minor.

FAMILY INDEPENDENCE AGENCY

Petitioner-Appellee,

v

HAROLD GUNDERMAN and JANICE
GUNDERMAN,

Respondents-Appellants.

UNPUBLISHED

February 5, 1999

Nos. 204380;205277

Clinton Juvenile Court

LC No. 95-004697 NA

Before: Sawyer, P.J., and Wahls and Hoekstra, JJ.

MEMORANDUM.

Respondents appeal as of right from the juvenile court's order terminating their parental rights to the minor child pursuant to MCL 712A.19b(3)(b)(i), (b)(ii), (c)(i), (g) and (j); MSA 27.3178(598.19b)(3)(b)(i), (b)(ii), (c)(i), (g) and (j). We affirm. This case is being decided without oral argument pursuant to MCR 7.214(E).

Respondents' due process rights were not violated in this case, nor is reversal otherwise required, due to the failure to comply with the time limits set forth in MCR 5.973(B)(2) & MCL 712A.19a(1); MSA 27.3178(598.19a)(1), or MCR 5.974(F)(1) & MCL 712A.19a(5); MSA 27.3178(598.19a)(5), or MCR 5.974(G)(1). *In re Pardee*, 190 Mich App 243, 252; 475 NW2d 870 (1991); *In re Kirkwood*, 187 Mich App 542, 545-546; 468 NW2d 280 (1991). Similarly, failure to timely file updated service plans did not violate respondents' due process rights where the record demonstrates that petitioner continued to work with respondents and respondents were also allowed an opportunity to review the updated service plan before cross-examining the author. Finally, because the decision to change visitation from unsupervised to supervised was supported

by other record evidence, any failure to disclose the suspicions of sexual abuse did not deny respondents their right to due process.

Affirmed.

/s/ David H. Sawyer

/s/ Myron H. Wahls

/s/ Joel P. Hoekstra